IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRTEENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 18938 of 2004

Between:

Mekalinti Venkateshnu, S/o.Obanna,
R/o.H.No.8/326, Police Quarters, 8th Ward,
Peupally Village & mandal, Kurnool Dist.

..... PETITIONER

AND

1 The Dist. Panchayat officer, Kurnool Dist.
2 The Mandal Development Officer, Peupally village & Mandal, Kurnool Dist.

3 The Village Secretary, Gram Panchayat, Peupally Village, Kurnool Dist.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of writ of Mandamus declaring the action of the respondents in preparing the new voters list by deleting half of the voters of the 8th ward and adding the voters of 9th ward to 8th ward of peupalli village, Kurnool District without prior intimation and implementing the same in the bye-elections is illegal, arbitrary and violating of Article 19 and 21 of the Constitution of India and consequently direct the respondents to conduct the elections to the 8th ward basing on the voters list for the year 2001.

Counsel for the Petitioner:MR.K.V.CHALAPATHI RAO

Counsel for the Respondents 1 to 3: GP FOR PANCHAYAT RAJ & RURAL DEV.

The Court at the stage of admission made the following :

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ORDER:

Once the election process is commenced by issuing a notification specifying the date of election, any deletion or addition of the names in the voters' list can be challenged by way of an election petition only after the declaration of the results of the elections.

In view of the same, I see no grounds to entertain the writ petition. The writ petition is accordingly dismissed. No costs.

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A.GOPAL REDDY,J

DATED:13-10-2004

GJ

To

1 The Dist. Panchayat officer, Kurnool Dist.
2 The Mandal Development Officer, Peupally village & Mandal, Kurnool Dist.
3 The Village Secretary, Gram Panchayat, Peupally Village, Kurnool Dist.

4 Two C.Cs. to the Government Pleader for Panchayat Raj and Rural Development, High Court of A.P., Hyderabad.(OUT)

5 Two C.D. copies.